

**UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT**

No. 05-2306
DC No. 04-40175

DAVID WATTLETON

Plaintiff - Appellant

v.

UNITED STATES DEPARTMENT OF JUSTICE

Defendant - Appellee

ORDER OF COURT

Entered: November 8, 2005

Appellant has filed an application to proceed without prepayment of fees and affidavit in this court, which we transmit to the district court for action. Fed. R. App. P. 24(a). Copies of the district court's ruling shall be forwarded to this court. The district court, if it denies the motion, is requested to state its reasons in writing. Fed. R. App. P. 24(a)(2). If defendant-appellant is not granted in forma pauperis status by the district court, he may file a motion to proceed in forma pauperis in this court, provided that he do so in accordance with Fed. R. App. P. 24(b).

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AND IN MY LEGAL CUSTODY.

FIRST CIRCUIT COURT OF APPEALS

BOSTON, MA

By: George Glavin Date: 11/8/05

By the Court:

Richard Cushing Donovan, Clerk

JULIE GREGG

By:

Operations Manager

[Certified Copies: Hon. Mark L. Wolf and Ms. Sarah A. Thornton, Clerk of the
United States District Court of Massachusetts]

[cc: David Wattleton, Michael J. Sullivan, USA]